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6 Attorneys for Petitioners
24 HOUR FITNESS USA, INC. and SPORT FITNESS CLUBS OF
7 AMERICA, INC.

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA
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11 24 HOUR FITNESS USA, INC., a
California corporation dba 24 HOUR
12 FITNESS; SPORT AND FITNESS
CLUBS OF AMERICA, INC., a California
13 corporation dba 24 HOUR FITNESS,

14 Petitioners,

15 vs.

16 STEPHEN RANDOLPH,

17 Respondent.
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Case No. 2:11-cv-2003-PMP-CWH

**NOTICE OF VOLUNTARY DISMISSAL
WITHOUT PREJUDICE**

19 Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Petitioners 24 HOUR FITNESS USA, INC. dba
20 24 HOUR FITNESS and SPORT AND FITNESS CLUBS OF AMERICA, INC. dba 24 HOUR
21 FITNESS (collectively "24 Hour Fitness") by and through their counsel of record, hereby give
22 notice of their voluntary dismissal without prejudice of this action against Respondent, Stephen
23 Randolph ("Respondent"). In support of this notice, Petitioner would note that no answer or motion
24 for summary judgment has been filed in this matter by Respondent.
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1 24 Hour Fitness requests that the clerk terminate this action with each party to bear their own
2 attorney's fees and costs with respect to this action.

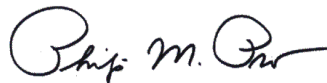
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4 Dated: October 5th, 2012

5 Respectfully submitted,

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8 WENDY MEDURA KRINCEK, ESQ.
9 DUSTIN L. CLARK, ESQ.
LITTLER MENDELSON, P.C.

10 Attorneys for Petitioners
11 24 HOUR FITNESS USA, INC. and SPORT
12 FITNESS CLUBS OF AMERICA, INC.

13 IT IS SO ORDERED.

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16 PHILIP M. PRO
17 UNITED STATES DISTRICT JUDGE

18 Dated: October 9, 2012.
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